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To: Examiner Hung Nguyen	From: Steven Fischman
Fax: 703-872-9306	Pages: 17 pages including cover sheet
Phone:	Date: 3/7/2005
Re: U.S. Serial No. 10/707,198 Group Art Unit: 2851 Confirmation No: 1197 Docket No: BUR920030065US1 (16761)	CC:


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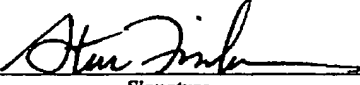
1. Certificate of Transmission by Facsimile
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CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)			Docket No.
Applicant(s): Daniel J. Mellinger, et al.			BUR920030065US1 (16761)
Application No. 10/707,198	Filing Date November 26, 2003	Examiner Hung Nguyen	Group Art Unit 2851
Invention: OVERLAY AND CD PROCESS WINDOW STRUCTURE			
Confirmation No: 1197			
<p>I hereby certify that this <u>RESPONSE UNDER 37 C.F.R. §§1.111</u> (Identify type of correspondence)</p> <p>is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>703-872-9306</u>)</p> <p>on <u>March 7, 2005</u> (Date)</p> <p style="text-align: right;"><u>Steven Fischman</u> (Typed or Printed Name of Person Signing Certificate)</p> <p style="text-align: right;"> (Signature)</p>			
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P18/REV02

AMENDMENT TRANSMITTAL LETTER (Large Entity)					Docket No. BUR920030065US1 (16761)	
Applicant(s): Daniel J. Mellinger, et al.						
Application No. 10/707,198	Filing Date November 26, 2003	Examiner Hung Nguyen	Customer No. 23389	Group Art Unit 2851	Confirmation No. 1197	
Invention: OVERLAY AND CD PROCESS WINDOW STRUCTURE						
COMMISSIONER FOR PATENTS:						
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.						
CLAIMS AS AMENDED						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	21 -	21 =	0	x \$50.00	\$0.00	
INDEP. CLAIMS	5 -	5 =	0	x \$200.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00	
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 09-0456/IBM <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038.						
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.						
 Steven Fischman Registration No. 34,594 SCULLY, SCOTT, MURPHY & PRESSER 400 Garden City Plaza, Suite 300 Garden City, New York 11530 (516) 742-4343			Dated: March 7, 2005 <div style="border: 1px solid black; padding: 5px;"> I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____ _____ (Date) _____ Signature of Person Mailing Correspondence _____ Typed or Printed Name of Person Mailing Correspondence </div>			
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Daniel J. Mellinger, et al.

Examiner: Hung Nguyen

Serial No.: 10/707,198

Docket: BUR920030065US1 (16761)

Filed: November 26, 2003

Art Unit: 2851

For: OVERLAY AND CD PROCESS
WINDOW STRUCTURE

Date: March 7, 2005

Confirmation No: 1197

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE UNDER 37 C.F.R. §§1.111

Sir:

In response to the Office Action dated December 7, 2004, applicants respectfully request the Examiner to reconsider the application in view of the following remarks


Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 8 of this paper.

CERTIFICATION OF FACSIMILE TRANSMISSION

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Dated: March 7, 2005


Steven Fischman